

**SOCIAL WORK SECTION
MEETING MINUTES
SEPTEMBER 19, 2012**

PRESENT: Eric Alvin, Nicholas Smiar, Barbara Viste-Johnson, Daryl Wood (*connected by phone at 4:04 p.m.*)

EXCUSED: None

STAFF: Dan Williams, Executive Director; Colleen Baird, Legal Counsel; Kimberly Wood, Program Assistant Supervisor; Sharon Henes, Paralegal; and other Department staff

CALL TO ORDER

Eric Alvin, Chair, called the meeting to order at 9:11 a.m. A quorum of three (3) members was present.

APPROVAL OF AGENDA

Amendments to the Agenda:

- Item “M1” (open session) Under the item titled “M. Board Discussion Items Including Any Received After Printing of Agenda; 1) Division of Enforcement Matters” **ADD:**
 - b. Appointment of Section Member to the Screening Panel
- Item “M7” (open session) Under the item titled “M. Board Discussion Items Including Any Received After Printing of Agenda; 7) Speaking Engagement, Travel, Public Relation Requests” **ADD:**
 - a. Consider Designation of Section Member to Speak at the Wisconsin Council on Social Work Education (WCSWE) – Wisconsin Dells – October 11-12, 2012
 - b. Consider Attendance at the Association of Social Work Boards (ASWB) 2012 Annual Meeting – Springfield, Illinois – November 1-3, 2012

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF JULY 18, 2012

Amendments to the Minutes:

- Page 1 of the Minutes: On the top of the page under the listing of guests correct as follows:
 - “...Marc Herstand, ~~MN~~ASW-WI Chapter;...”

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to approve the minutes of July 18, 2012 as amended. Motion carried unanimously.

**SECTION DISCUSSION REGARDING THE PROCESSING OF
DENIALS & LEGAL REPRESENTATION**

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, that Eric Alvin step down as Chair for the purposes of this discussion and that Nicholas Smiar assume the role of Chair during this time. Motion carried unanimously.

MOTION: Eric Alvin moved, seconded by Barbara Viste-Johnson, that the Department return to scheduling any appeals of denials of educational and experiential credentialing decisions directly before the Section. Motion carried unanimously.

MOTION: Eric Alvin moved, seconded by Barbara-Viste-Johnson, that the Social Work Section grant standing authority to the Chair, with consensus of the Vice Chair, to seek out, consult with, enlist, and authorize actions by outside legal counsel in situations where the Department has refused to provide legal representation or is not providing representation that would reflect the position of the Section. The Chair will first attempt to schedule an emergency meeting before acting. Motion carried unanimously.

MOTION: Barbara Viste-Johnson moved, seconded by Eric Alvin, that Nicholas Smiar return Chair authority to Eric Alvin. Motion carried unanimously. Motion carried unanimously.

SECTION CREATION AND PRIORITIZATION OF GOALS FOR 2012

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to adopt the Social Worker Section 2012 Goals List as outlined herein:

- **Procedural Items or Short Term Goals:**
 1. The ability to coordinate with ASWB regarding use of the DARS system
 2. Discuss and clarify exam issues from ASWB
- **Primary Goals:**
 1. Continuing CE audits into the next biennium and into the future.
 2. Further develop supervisory standards based upon ASWB research pertaining to essentials of clinical supervision. This could include establishing a minimum of CEUs for qualifying supervisors or eventually a supervisor credential.
 3. Update Board Member orientation materials originally compiled by Jennifer Borup
 4. Develop a mechanism for the Section to communicate with credential holders. This could include reinstating the Regulatory Digest or developing an email server to email all credential holders regarding critical information.
 5. Work with the Joint Board to develop a category of certification for those who DHS 3000 hour letter will no longer qualify for practice outside a WI Cert. Clinic.
 6. Monitor and encourage implementation of a system which would allow reimbursement from Medicaid and 3rd Party payers to those with training licenses. This is critical to the private sector as well as access to mental health services for underserved populations, in that it will allow clinics to employ trainees who still need 3000 hours. It is also critical to public protection in that it establishes a clear path for clinical social workers to be compensated while receiving the quality training they need. The current system creates an incentive for employers to claim “clinical” experience for employment that does not provide a trainee with the minimum experience necessary performing DSM-IV diagnosis and treatment without supervision.
 7. Complete rulemaking on already approved changes to MPSW 20.
 8. Update rules for continuing education.
- **Goals for possible future rulemaking, if necessary:**

1. Whether to pursue rule changes to MPSW 3.09(1), WI Admin. Code, to clarify that the additional 1500 hrs. of supervised practice, which substitutes for clinical field, must be obtained while holding either the CAPSW, if in WI, or appropriate credential in the jurisdiction where the hours were completed.
 2. Whether to pursue rulemaking to address the approval of internships completed as part of degree program, in cases where the internship went beyond the scope of practice of a SWTC.
 3. Whether to pursue rule changes to MPSW 3 to reinforce the ability of the Section to request additional information to determine whether or not an internship, course, degree, or clinical experience meets the established criteria as determined by the Section.
- **Goals for the back burner:**
 1. Practice protection for CPS workers (Section would like to require at least a CSW for practice as a CPS – Legislative effort).
 - **Goal previously considered by the Section which may be reconsidered in the future, but which does not currently seem to be a critical issue:**
 1. ESL Test takers and whether any concessions may be warranted
- Motion carried unanimously.

DISCUSSION OF SOCIAL WORK EDUCATORS AND TRAINERS CHOOSING NOT TO MAINTAIN PROFESSIONAL CREDENTIALS IN WISCONSIN AND COMMUNICATION METHODS

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to request that a Department representative draft a scope of practice FAQ relating to whether social work faculty or educators are required to hold current certification or licensure, and to authorize Nicholas Smiar to assist in the drafting this item. Motion carried unanimously.

SOCIAL WORKER TRAINING CERTIFICATE (SWTC) RULES STATUS OF IMPLEMENTATION

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to encourage the Department to prioritize the posting of the last of the updated Social Work Training Certificate application forms to the website. Motion carried unanimously.

BOARD DISCUSSION ITEMS INCLUDING ANY RECEIVED AFTER PRINTING OF AGENDA

Division of Enforcement Matters

Appointment of Section Member to the Screening Panel

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to recognize the appointment of Barbara Viste-Johnson to the screening panel by Eric Alvin, Section Chair. Motion carried unanimously.

Education and Examination Matters

a. Discussion and Action Related to Request Received from Upper Iowa Relative to the SWTC Requirements

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to accept the request of Upper Iowa University for Section acceptance of applications submitted prior to June 30, 2012, by Upper Iowa University students graduating July 1, 2012, for the purpose of obtaining a SWTC under the prior rule requirements. Motion carried unanimously.

Practice Question Matters

a. Review of the Continuing Education FAQ's

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to add to the applicable social work pages of the website, the continuing education document with the following change, under #6, second sentence add the phrase "and the other participants". Motion carried unanimously.

Legislation/Administrative Rule Matters

a. Review and Discuss MPSW 8.03(2)(e)

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to thank Mary Pick for her appearance before the Section today and for her clear presentation regarding an interactive internet ethics course, offered by UW Milwaukee and regarding the components of that course which meet the intent of the rule relating to interactive internet courses. Motion carried unanimously.

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to draft a scope statement to amend MPSW 8, relating to Continuing Education, to update requirements including the definition of interactive internet courses and to designate Nicholas Smiar to provide input to the Department, as needed in the development of this scope statement. Motion carried unanimously.

Speaking Engagement, Travel, Public Relation Requests

a. Consider Designation of Section Member to Speak at the Wisconsin Council on Social Work Education (WCSWE) – Wisconsin Dells – October 11-12, 2012

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to authorize Nicholas Smiar to speak on behalf of the Section at the WCSWE, Wisconsin Dells, October 11-12, 2012 regarding the expectation of the Social Worker Section that Wisconsin social work educators maintain a professional credential in the state and to provide an update of Section activities. Motion carried unanimously.

b. Consider Attendance at the Association of Social Work Boards (ASWB) 2012 Annual Meeting – Springfield, Illinois – November 1-3, 2012

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to designate Nicholas Smiar as the Section's delegate to attend the ASWB 2012 Annual Meeting in Springfield, Illinois on November 1-3, 2012. Motion carried unanimously.

CONVENE TO CLOSED SESSION

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to adjourn to closed session pursuant to Wisconsin Statutes 19.85(1)(a)(b)(f) and (g), to review applications, deliberate on proposed stipulations, deliberate on administrative warnings; deliberate on hearings or appearances for denial of applications; review monitoring cases; review DOE cases, and consult with legal counsel. Roll Call Vote: Eric Alvin-yes; Nicholas Smiar-yes; and Barbara Viste-Johnson-yes. Motion carried unanimously.

The Section convened into Closed Session at 2:52 p.m.

RECONVENE TO OPEN SESSION

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to reconvene into open session. Motion carried unanimously.

The Section reconvened into Open Session at 4:05 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION IF VOTING IS APPROPRIATE

DELIBERATION OF PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS INCLUDING ANY RECEIVED AFTER PRINTING OF THE AGENDA

10 SOC 006 – Mario W. Einsman

MOTION: Daryl Wood moved, seconded by Barbara Viste-Johnson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Mario W. Einsman (10 SOC 006). Motion carried unanimously.

(Daryl Wood was connected by phone at 4:04 p.m. for the purpose of assisting the Section in achieving supermajority.)

10 SOC 043 – Sydney A. VanSplunder

MOTION: Nicholas Smiar moved, seconded by Daryl Wood, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Sydney A. VanSplunder (10 SOC 043). Motion carried unanimously.

12 SOC 021 – Darlene J. Titus

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Darlene J. Titus (12 SOC 021). Motion carried unanimously.

12 SOC 022 – James H. Van Haren

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against James H. Van Haren (12 SOC 022). Motion carried unanimously.

12 SOC 025 – Marianne Armaganian

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Marianne Armaganian (12 SOC 025). Motion carried unanimously.

12 SOC 031 – William Andrews

MOTION: Daryl Wood moved, seconded by Barbara Viste-Johnson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against William Andrews (12 SOC 031). Motion carried unanimously.

12 SOC 091 – Nicole Prohuska

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of the application for credential of Nicole Prohuska (12 SOC 091). Motion carried unanimously.

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to grant Nicole Prohuska a Licensed Clinical Social Work credential once all application requirements are met. Motion carried unanimously.

12 SOC 107 – Erin Buscemi

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of the application for credential of Erin Buscemi (12 SOC 107). Motion carried unanimously.

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to grant Erin Buscemi a Licensed Clinical Social Work credential once all application requirements are met. Motion carried unanimously.

Applicant – Shelly Gehrke

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of the application for credential of Shelly Gehrke, Applicant. Motion carried unanimously.

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to grant Shelly Gehrke a Licensed Clinical Social Work credential once all application requirements are met. Motion carried unanimously.

Applicant – Sopheya Harris

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of the application for credential of Sopheya Harris, Applicant. Motion carried unanimously.

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to grant Sopheya Harris a Social Worker Training Certificate credential once all application requirements are met. Motion carried unanimously.

Applicant – Tracy Hilger

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of the application for credential of Tracy Hilger, Applicant. Motion carried unanimously.

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to grant Tracy Hilger a Social Worker Training Certificate credential once all application requirements are met. Motion carried unanimously.

Applicant – Kathleen Stoner

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of the application for credential of Kathleen Stoner, Applicant. Motion carried unanimously.

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to grant Kathleen Stoner a Licensed Clinical Social Work credential once all application requirements are met. Motion carried unanimously.

Applicant – Lee Woodward

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of the application for credential of Lee Woodward, Applicant. Motion carried unanimously.

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to request that Lee Woodward appear before the Section at the October 2012 meeting regarding her application for Licensed Clinical Social Work credential. Motion carried unanimously.

**DELIBERATION OF OTHER ITEMS
INCLUDING ANY RECEIVED AFTER PRINTING OF AGENDA**

Case Closings

MOTION: Barbara Viste-Johnson moved, seconded by Nicholas Smiar, to defer deliberation of case closings to the October 2012 meeting. Motion carried unanimously.

Administrative Warnings

- *12 SOC 016*
- *12 SOC 017*
- *12 SOC 042*
- *12 SOC 061*

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to issue administrative warnings in the matter of the case numbers 12 SOC 016, 12 SOC 017, 12 SOC 042, and 12 SOC 061. Motion carried unanimously.

OTHER BOARD BUSINESS

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to thank Colleen Baird for the caliber and excellence of her service to the Section. Motion carried unanimously.

ADJOURNMENT

MOTION: Nicholas Smiar moved, seconded by Barbara Viste-Johnson, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 4:12 p.m.